

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)	
Shunpei YAMAZAKI)	Confirmation No. 4214
Application No. 09/620,968)	Examiner: Nathan W. Ha
Filed: July 20, 2000)	Group Art Unit: 2814
For: METHOD OF FORMING INSULATING FILMS,)	
CAPACITANCES, AND SEMICONDUCTOR)	Date: July 6, 2007
DEVICES)	

RESPONSE

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed on April 6, 2007, reconsideration and allowance of the above identified application are requested for the reasons that follow:

Claims 2-37 were pending prior to the present response.

Claims 2-31 are rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claim 13 of U.S. Patent No. 5,665,210 in view of Inoue (U.S. Patent No. 4,976,839) and in view of Nomoto et al. (U.S. Patent No. 5,225,364).

In response to the above rejection, an executed Terminal Disclaimer and Statement Under 37 C.F.R. 3.73(b) will be filed as soon as they are received from the Applicant, thus obviating the pending rejection on the ground of nonstatutory obviousness-type double patenting.

Upon receipt of the foregoing, it is respectfully requested that the rejection of record be reconsidered and withdrawn by the Examiner, that claims 2-37 be allowed, and that the application be passed to issue.

If a conference would expedite prosecution of the instant application, the Examiner is urged to telephone the undersigned to arrange such a conference.

The Commissioner is hereby authorized to charge any additional fees not submitted herewith that may be required with the filing of this response, or to credit any overpayment to Nixon Peabody Deposit Account No. 19-2380 (740756-2183).

Respectfully submitted,

/Sean A. Pryor, Reg. # 48103/
Sean A. Pryor

NIXON PEABODY LLP
CUSTOMER NO.: 22204
Suite 900, 401 9th Street, N.W.
Washington, D.C. 20004-2128
(202) 585-8000